

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor(s), I (we) hereby declare that:

My (our) residence(s), post office address(es) and citizenship(s) is (are) the same as stated below next to my (our) name(s).

I (we) believe I am (we are) an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: SUCTION REMOVAL OF WASTE PRODUCTS IN THE ABLATION OF BIOLOGICAL TISSUE

the specification of which is attached hereto unless the following box is checked:

☐ was filed on _____ as United States Application Number _____ or
PCT International Application Number _____
and was amended on _____ (if applicable).

and that this application in part discloses and claims subject matter disclosed in the prior pending application serial no. 09/762,498, filed on April 26, 2001.

I (we) hereby state that I (we) have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I (we) acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I (we) hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior foreign Application(s):			Priority Claimed:	
(Number)	(Country)	(Day/Month/Year)	YES	NO
199 27 016.3	Germany	07 June 1999	X	
100 20 522.4	Germany	25 April 2000	X	

I (we) hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below:

_____ (Application Number) _____ (Filing Date)

I (we) hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I (we) acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulation, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Serial No.)	(Filing date)	(STATUS-patented, pending, abandoned)
09/762,498	April 26, 2001	PENDING

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I (we) hereby appoint REED SMITH LLP and the following attorney(s) and/or agent(s) as attorneys with full power of substitution and revocation to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and to receive all correspondence:

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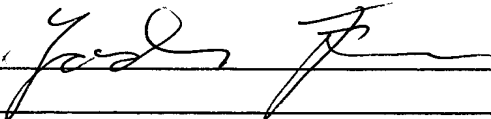

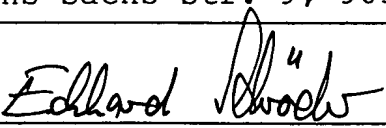
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I (we) hereby declare that all statements made herein of my (our) own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Inventor's signature: 		Date: <u>February 16, 2004</u>	
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Inventor's signature: 		Date: <u>February 16, 2004</u>	
Full name of 3rd inventor (given name, family name):		Eckhard SCHROEDER	
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Inventor's signature: 		Date: <u>February 18, 2004</u>	

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Inventor's signature: <u>[Signature]</u> Date: <u>3.3.04</u>			
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Residence:		Citizenship:	
Post Office Address:			
Inventor's signature: _____ Date: _____			
Full name of 6th inventor (given name, family name):			
Residence:		Citizenship:	
Post Office Address:			
Inventor's signature: _____ Date: _____			
Full name of 7th inventor (given name, family name):			
Residence:		Citizenship:	
Post Office Address:			
Inventor's signature: _____ Date: _____			
Full name of 8th inventor (given name, family name):			
Residence:		Citizenship:	
Post Office Address:			
Inventor's signature: _____ Date: _____			